

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

ESTECH SYSTEMS, INC.,

Plaintiff,

v.

BBVA USA,

Defendant.

C.A. 2:20-cv-00127-JRG

**AGREED MOTION TO DISMISS WITH PREJUDICE**

Pursuant to Rule 41(a) of the Federal Rules of Civil Procedure and the terms of a separate agreement, Plaintiff Estech Systems, Inc. (“Estech”) and Defendant BBVA USA (“Defendant”) have agreed to settle, adjust and compromise all claims in the above-captioned action. The parties, therefore, move this Court to dismiss the above-entitled cause and all claims by Estech against Defendant with prejudice to the re-filing of same and all claims by Defendant against Estech made therein without prejudice to the re-filing of same.

The parties further move the Court to order that all costs and expenses relating to this litigation (including attorney and expert fees and expenses) shall be borne solely by the party incurring same.

Dated: October 29, 2021

Respectfully submitted,

By: /s/ Fred I. Williams

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on October 29, 2021 the undersigned caused a copy of the foregoing document to be served on all counsel of record via the Court's CM/ECF system, pursuant to the Federal Rules of Civil Procedure.

/s/ Fred I. Williams  
Fred I. Williams

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that counsel for Defendant and counsel for Estech Systems, Inc. met and conferred, and all parties agree to filing the foregoing document as a joint notice.

/s/ Fred I. Williams  
Fred I. Williams